S/N 09/070,677

PATENT

IN THE UNITED STATES PATENTANT EMARK OFFICE

Applicant:

SAY ET AL.

Examiner:

M. ASTORINO

Serial No .:

09/070,677

Group Art Unit:

3736

Filed:

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Docket No.:

12008.15US01

Title:

ANALYTE MONITORING DEVICE AND METHODS OF USE

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on March 15

AMENDMENT AND PETITION UNDER 37 C.F.R. §1.48(b)

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

The Applicants hereby request that the U.S. Patent and Trademark Office amend inventorship in the above-identified patent application. The Applicants petition under 37 C.F.R. §1.48(b) to correct inventorship by deleting the names of inventors whose inventions are no longer claimed in the application due to cancellation of claims during prosecution.

The pending application names as inventors: James Say, Michael F. Tomasco, Adam Heller, Yoram Gal, Behrad Aria, Ephraim Heller, Phillip John Plante, Mark S. Vreeke, Keith A. Friedman, and Fredric C. Colman. In view of the Amendment and Response filed simultaneously herewith and the cancellation of claims in that document, the inventorship has changed in the present application! Mr. Aria's and Mr. Colman's inventions are no longer claimed. Therefore, the Applicants amend the application and petition under 37 C.F.R. §1.48(b) to delete the names of Behrad Aria and Fredric C. Colman as inventors in this case.

The fee required under 37 C.F.R. 1.48(b) and set forth in 37 C.F.R. §1.17(f) of \$130 dollars accompanies this Petition. If any additional fees are deemed necessary, they may be charged to Deposit Account No. 13-2725.

The U.S. Patent and Trademark Office is invited to contact Applicants' representative at the below-listed telephone number, if there are any questions regarding this Amendment and Petition under 37 C.F.R. §1.48(b).

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, MN 55402-0903 612/332-5300

Dated: March 15, 2000

Bruce E. Black Reg. No. 41,622 BEB:PSTmar